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19 **IN THE UNITED STATES DISTRICT COURT**
20 **FOR THE DISTRICT OF NEVADA**

21 CAESAR L. TORRES,

22 Plaintiff,

23 v.

24 C. R. BARD, INC.; BARD PERIPHERAL
25 VASCULAR, INCORPORATED,

26 Defendants.

CASE NO. 2:19-cv-01582-KJD-BNW

**STIPULATION AND ORDER
REGARDING WITHDRAWAL OF
PLAINTIFF'S CLAIMS FOR
EMPLOYMENT RELATED
DAMAGES**

27 The parties, Plaintiff CAESAR L. TORRES ("Plaintiff") and Defendants, C. R. Bard,
28 Inc. and Bard Peripheral Vascular, Inc. ("Bard"), by and through their undersigned counsel,
hereby stipulate as follows pursuant to Fed. R. Civ. P. 15(a)(2):

1. This case was part of a multi-district litigation proceeding styled, *In Re: Bard
IVC Filters Products Liability Litigation, MDL 2641* ("MDL"), pending before Senior Judge
David Campbell of the District of Arizona.

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2. Plaintiff originally filed his Second Amended Master Short Form Complaint for Damages for Individual Claims and Demand for Jury Trial (the “SAC”) in the MDL. *See*, ECF No. 1. The SAC incorporates by reference the Master Complaint for Damages (“Master Complaint”) filed in the MDL. *See, id.* at p. 1.

3. The Master Complaint, a copy of which has been filed for reference in this action (*see*, ECF No.35-1), contains a prayer for relief stating, “Plaintiffs demand judgment against Defendants for: ... past and future lost wages and loss of earning capacity.” *See, id.* at p. 63. The SAC incorporates this prayer for relief by reference. *See*, ECF No. 1, at p.1.

4. Pursuant to Fed. R. Civ. Pro. 15(a)(2), the parties hereby stipulate to the withdrawal of Plaintiff’s claims for employment related damages, under all counts set forth in the SAC and/or the Master Complaint, including past or future lost wages, past or future loss of earnings capacity, past or future loss of employment opportunities, past or future loss of educational opportunities, past or future loss of employment promotion and and/or other employment related losses.

IT IS SO STIPULATED.

Dated this 15th day of April 2020.

WETHERALL GROUP, LTD.


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IT IS SO ORDERED.

Dated this 15th day of April 2020

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UNITED STATES DISTRICT COURT JUDGE
 Dated July 28, 2020